



for Record  
Hill Keith R. Haupt  
JUL 17 2001  
PATENT

**CERTIFICATE OF MAILING**

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Keith R. Haupt, Reg. No. 37,638

Date

July 17, 2001

**RECEIVED**

Serial No.: 09/385,336  
Filed: August 30, 1999  
Art Unit: 3724  
Examiner: Clark Dexter  
Applicant: Brian J. Roberts, et al.  
Title: GAMING DEVICE AND METHOD

JUL 26

TECHNOLOGY CENTER

Cincinnati, Ohio 45202

July 17, 2001

Assistant Commissioner of Patents  
Washington, D.C. 20231

**SUPPLEMENTAL RESPONSE**

Sir:

This is responsive to the "Miscellaneous Action" dated May 27, 2001 in the above-identified patent application. The Miscellaneous Action indicates that the reply previously filed on March 2, 2001 was not fully responsive to the prior Office Action dated September 26, 2000 because the objection to the Oath/Declaration as being defective had not been sufficiently addressed. Applicants have enclosed herewith a substitute, fully executed Declaration, Power of Attorney and Petition. The enclosed Declaration clearly identifies the residence and the post office address of each inventor. Further, the post office address does include a zip code designation. Please note that the post office address for Brian J. Roberts has been corrected by Mr.

Appl. No. 09/385,336

Roberts to read 3559 Ames Place, Carlsbad, California 92008. The correction to Mr. Roberts' address was made by Mr. Roberts himself and Mr. Roberts had initiated the correction as such. Applicants respectfully assert that the objection to the Oath/Declaration has been overcome and requests favorable examination of this application at the Examiner's earliest convenience. If the Examiner feels that any matter in this case requires further attention prior to issuing a Notice of Allowance, the Examiner is respectfully asked to telephone the undersigned attorney so that the matter may be promptly resolved.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By   
Keith R. Haupt  
Reg. 37,638

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K:\INLO\33A\supplemental resp

*\$3724*  
PATENT

JUL 19 2001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of: Brian J. Roberts, et al.

Serial No.: 09/385,336

Examiner: Clark Dexter

Filed: August 30, 1999

Group No.: 3724 **RECEIVED**

For: GAMING DEVICE AND METHOD

COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

JUL 26 2001

TECHNOLOGY CENTER R3700

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2.  Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
  - Enclosed is a verified statement to establish small entity status.
  - Other Than a Small Entity.
3. The fee has been calculated as shown below:

|   | (Col. 1)                         |       | (Col. 2)                        | (Col. 3)      | SMALL ENTITY | LARGE ENTITY |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|--------------|
|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra | Rate         | Addit. Fee   |
| TOTAL                                     | *                                | MINUS | **                              |               | x 9          | \$           |
| INDEP.                                    | *                                | MINUS | ***                             |               | x40          | \$           |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |                                  |       |                                 |               | +135         | \$           |
|   |                                  |       |                                 |               | TOTAL FEE    | \$           |
|   |                                  |       |                                 |               | TOTAL FEE    | \$           |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

Total fee for claims required \$\_\_\_\_\_.

4. Attached is a check in the sum of \$\_\_\_\_\_.

Please charge my Deposit Account No. 23-3000 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is attached.

55.00 OP  
JUL 26 2001 AZERGAKI 00000039 09385336

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

(a)  Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

| Extension<br><u>(months)</u>                  | Fee for other than<br><u>small entity</u> | Fee for<br><u>small entity</u> |
|---|---|--------------------------------|
| <input checked="" type="checkbox"/> one month | \$ 110.00                                 | \$ 55.00                       |
| <input type="checkbox"/> two months           | \$ 390.00                                 | \$ 195.00                      |
| <input type="checkbox"/> three months         | \$ 890.00                                 | \$ 445.00                      |
| <input type="checkbox"/> four months          | \$1,390.00                                | \$ 695.00                      |
| <input type="checkbox"/> five months          | \$1,890.00                                | \$ 945.00                      |

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Fee: \$ \_\_\_\_\_

Please charge my Deposit Account No. 23-3000 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

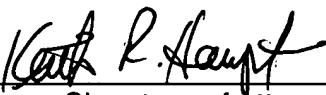
Extension fee due with this request \$ 55.00.

OR (b)

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

If any additional fee for claims or extension is required, charge Acct. No. 23-3000.

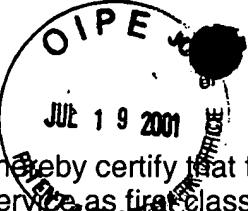
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(513) 241-2324



\_\_\_\_\_  
Signature of attorney

\_\_\_\_\_  
Keith R. Haupt  
Type name of Attorney

Reg. No. 37,638



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July 17, 2001

*Keith R. Haugt*

Signature of Attorney, Reg. No. 37,638

*July 17, 2001*

Date

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